

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

XAVIER JOHNSON,

Plaintiff,

v.

BIG 10 TIRES, INC.,

Defendant.

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CASE NO. 2:05-cv-704-WKW

**ORDER**

The parties filed a joint Stipulation for Dismissal With Prejudice (Doc. # 22). Pursuant to Federal Rule of Civil Procedure 41(a)(1), it is hereby ORDERED that this civil action is DISMISSED with prejudice. The pending motion (Doc. # 15) is DENIED as MOOT.

An appropriate judgment will be entered.

DONE this the 26th day of September, 2006.

/s/ W. Keith Watkins  
UNITED STATES DISTRICT JUDGE